SINGLE BENCH

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BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

W.P. (S) NO. 7235 /2006

PETITIOENR

Ram Hari Nishad, aged about 32 years, son of Shri Sotam Nishad, resident of village Banbarad, PO – Nandani Nagar, Distt. Durg (Chhattisgarh)

P.R. No. 2341/6
Presented by Advocate
dated 13/12/06

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through – the Secretary, Department of Water Resources, Mantralaya, D.K.S. Bhawan, Raipur (C.G.)
2. The Sub Divisional Officer, Department of Water Resources, Division No.4 (Tandula), Tah. And District Durg (C.G.)
3. Executive Engineer, Department of Water Resources, Division No.4 (Tandula), Tah. And District Durg (C.G.)

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OATH COMMISSIONER
APARNA MALVIYA
CG 2072/06
13/12/06
Bilaspur Chhattisgarh

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT / WRITS, ORDER / ORDERS, DIRECTION / DIRECTIONS IN FORM OF MANDAMUS / CERTIORARI / PROHIBITION ETC.

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HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : Hon'ble Mr. Satish K. Agnihotri, J.

W. P.(S) No. 7235 of 2006

Petitioner : Ram Hari Nishad

versus

Respondents : State of Chhattisgarh & others

Present :

Shri Anil Tripathi, counsel for the petitioner.
Shri Arun Sao, Government Advocate for the respondents/ State.

ORDER

(Passed on 3rd Day of January, 2007)

1. Learned counsel appearing for the petitioner submits that the mother of the petitioner, namely, Smt. Gaya Bai was appointed as permanent employee in Water Resources Department, Division No. 4 (Tandula), Tahsil and District Durg (C.G.), died on 25.12.2003 (Annexure P-3) in harness. The petitioner, being sole legal heir of the deceased, made a representation to the concerned authority on 24.8.2006 (Annexure P-4). The State/respondents have failed to consider representation of the petitioner. Be that as it may, the Government of Chhattisgarh, by its circular dated 2-2-2006, has taken a decision to consider cases of all the dependents/legal heirs of the deceased-employees, who died after 1-11-1997, for compassionate appointment.

2. In view of the decision of the State Government, this writ petition is disposed of with the direction to the State Government to consider the pending representation of the petitioner according to its own Circular dated 2-2-2006 and also in view of the order dated 20-12-2005 passed by this Court in Writ Petition No. 1322/2002 and other connected matters, on its own merit, in accordance with law. No order as to costs.

Certified copy as per rules.

Sd/-
Satish K. Agnihotri
Judge

Subhash